



**THE ATTORNEY GENERAL
OF TEXAS**

AUSTIN 11, TEXAS

**WAGGONER CARR
ATTORNEY GENERAL**

July 16, 1965

Honorable Clarence L. Darter
County Attorney
Childress County
Childress, Texas

Opinion No. C- 465

Re: Whether a county may legally acquire, maintain and operate a translator system in order to provide television for entertainment and educational purposes for the citizens of the county, if the qualified voters of the county petition the Commissioners' Court to call an election for a bond issue and special tax levy for the purpose of securing, maintaining and operating the said translator system.

Dear Mr. Darter:

You have requested an opinion on the following question:

"May a county legally acquire, maintain and operate a translator system in order to provide television for entertainment and educational purposes for the citizens of the county, if the qualified voters of the county petition the Commissioners' Court to call an election for a bond issue and special tax levy for the purpose of securing, maintaining and operating the said translator system?"

The Commissioners' Court is a court of limited jurisdiction and can only exercise such powers as are authorized by the Constitution and Statutes of this State. Tex.Const., Art. V, Sec. 18; Bland v. Orr, 90 Tex. 492, 39 S.W. 558 (1897); El Paso County v. Elam, 106 S.W.2d 393 (Tex.Civ.App. 1937); Landman v. State, 97 S.W.2d 264 (Tex.Civ.App. 1936, error ref.).

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There is neither Constitutional nor statutory authority for a county to acquire, maintain and operate a television translator system.

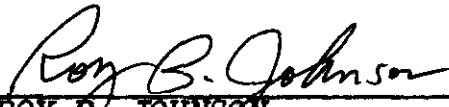
There is neither constitutional nor statutory authority for a Commissioners' Court to issue bonds for the purpose of securing, maintaining and operating a television translator system.

S U M M A R Y

A county has no authority to acquire, maintain and operate a television translator system. The Commissioners' Court has no authority to issue bonds for the purpose of securing, maintaining and operating a television translator system.

Yours very truly,

WAGGONER CARR
Attorney General of Texas


ROY B. JOHNSON
Assistant Attorney General

RBJ:nr

APPROVED:
OPINION COMMITTEE

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APPROVED FOR THE ATTORNEY GENERAL
By: T. B. Wright